

Decision No. 80011

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of the State of California )  
 Department of Public Works for an order )  
 authorizing construction of a crossing )  
 at separated grades over the right of )  
 way and Escondido Branch tracks of The )  
 Atchison, Topeka and Santa Fe Railway )  
 Company, and elimination of crossing )  
 PUC No. 2E-20.24-C, located in the )  
 County of San Diego. )

Application No. 53129  
 (Filed February 7, 1972)

O R D E R

State of California Department of Public Works is hereby authorized to construct a crossing at separated grades of Santa Fe Avenue Overhead over the tracks of The Atchison, Topeka and Santa Fe Railway Company in the City of Escondido, County of San Diego at the location and substantially as shown by plans (Exhibit B) attached to the application, to be identified as Crossing No. 2E-20.3-A.

Construction and maintenance expense shall be borne in accordance with an agreement to be entered into between the parties relative thereto, and a copy of said agreement, together with plans of said crossing approved by The Atchison, Topeka and Santa Fe Railway Company shall be filed with the Commission prior to commencing construction. Should the parties fail to agree, the Commission will apportion the cost of construction and maintenance by further order.

Clearances shall be in accordance with General Order No. 26-D, except that during the period of construction a vertical clearance of not less than 21' 0" above top of rail is authorized and The Atchison, Topeka and Santa Fe Railway Company is authorized to operate with such reduced overhead clearance provided that instructions are issued by the railroad and filed with the Commission forbidding employees to ride on tops of cars.

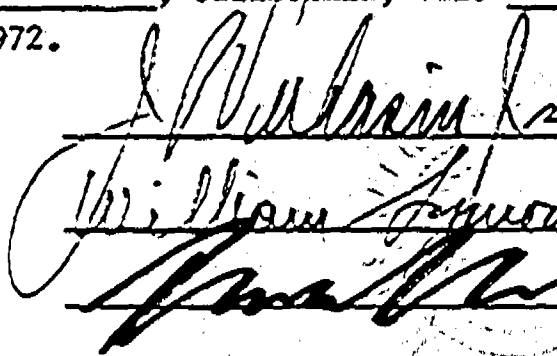
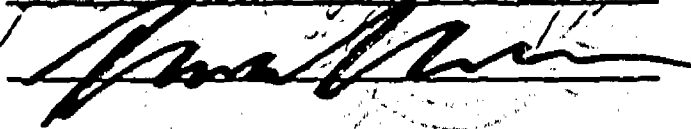

The applicant shall notify the Commission and The Atchison, Topeka and Santa Fe Railway Company at least fifteen but not more than thirty days in advance of the date when the temporarily impaired clearance will be created.

Walkway areas adjacent to The Atchison, Topeka and Santa Fe Railway Company's tracks shall be maintained free of obstructions and shall promptly be restored to their original condition in the event of damage during construction.

Upon completion, the existing grade crossing of Santa Fe Avenue (Crossing No. 2E-20.29-C) shall be abandoned and physically removed.

Within thirty days after completion pursuant to this order applicant shall so advise the Commission in writing. This authorization shall expire if not exercised within three years unless the time be extended or if conditions are not complied with. Authorization may be revoked or modified if public convenience, necessity, or safety so require. The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 2<sup>nd</sup> day of MAY, 1972.

  
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Chairman  
  
\_\_\_\_\_  
  
\_\_\_\_\_  
Commissioners

Commissioner Vernon L. Sturgeon, being necessarily absent, did not participate in the disposition of this proceeding.